

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

CHIEF HEARING OFFICER DIRECTIVE

DOCKET NOS. 2021-114-E ORDER NO. 2021-53-H

APRIL 26, 2021

CHIEF HEARING OFFICER: David Butler

DOCKET DESCRIPTION:

Petition for Declaratory Order with Verification of Orangeburg County Solar Project, LLC and Orangeburg South Solar Project, LLC both Wholly Owned Subsidiaries of Savion, LLC

MATTER UNDER CONSIDERATION:

Petition to Intervene of Dominion Energy South Carolina, Inc. (“DESC”)

CHIEF HEARING OFFICER’S ACTION:

This matter comes before the Chief Hearing Officer on the Petition to Intervene of Dominion Energy South Carolina, Inc.

Under Commission regulation, the Commission must determine whether or not the petitioning party has clear factual support or grounds for the proposed intervention. S.C. Regs. 103-825A(3) requires that parties filing a Petition to Intervene in a matter pending before the South Carolina Public Service Commission must set forth clearly and concisely:

- (a) The facts from which the nature of the petitioner's alleged right or interest can be determined;**
- (b) The grounds of the proposed intervention;**
- (c) The position of the petitioner in the proceeding.**

In the present cases, DESC clearly sets out the facts from which the nature of the right or interest can be determined, the grounds of the proposed intervention, and its position. Orangeburg County Solar Project, LLC and Orangeburg South Solar Project, LLC have filed a Petition for a Declaratory Order, and are asking the Commission to declare that their projects are not within the definition of a “major utility facility,” and for related declarations. DESC notes that it has a project seeking interconnection that is roughly on or about the same footprint as the project that Orangeburg County Solar Project, LLC is developing for a planned interconnection with Santee Cooper, although the parent company is stating that it has two projects in the footprint. DESC states that it is subject to the South Carolina Facility Siting and Environmental Protection Act, which is the topic of the original Petition for a Declaratory Order. Further, DESC notes that it has a general interest in the Commission’s interpretation of the Siting Act, and that it has a direct and real interest in the Commission’s consideration of the Petition for a Declaratory Order.

Further, Dominion believes that its responsive comments to the Petition and its intervention will provide the Commission and its Staff with relevant information to form a complete record, upon which the Commission will make a decision.

This Chief Hearing Officer holds that DESC has successfully satisfied the three criteria for intervention stated in the Commission Regulation in this Docket.

There are no objections to the intervention. Accordingly, the Petition to Intervene of Dominion Energy South Carolina, Inc. is hereby granted in this Docket. This ends the Chief Hearing Officer's Directive.